THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

and

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO : 12893 of 2005

Dated 08.08.2005

Between:

M/s Mukunda Dairy Products Pvt. Ltd,

Flat No.101, 1st Floor, G.K.Classic, Srinagar Colony,
Hyderabad 73,

Rep by its Executive Director Mr.S.C.H Kondaiah.

..... PETITIONER

AND

1 The Commercial Tax Officer Narsaraopet, Guntur District.
and another

.....RESPONDENTS

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

and

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO : 12893 of 2005

ORDER: (per Sri BRSR,J)

The subject matter that arises for consideration in this writ petition is squarely covered by the order passed by us today in W.P.No.12889 of 2005. Following the said order, this writ petition is allowed as prayed for. There shall be a direction to the respondents to forthwith refund the amount of Rs.8,27,951/- deposited by the petitioner for the assessment year 2004-05 at the time of preferring the appeal before the 2nd respondent within a period of one week from the date of receipt of a copy of

this order. The petitioner is entitled to payment of interest at the rate of 18% on the said amount. The order shall be complied with and it is made clear that under no circumstances, will further extension be granted to the department for refunding the amounts.

The petitioner is entitled to costs quantified at Rs.5,000/-.

(B.SUDERSHAN REDDY,J)

dated 08.08.2005

(RAMESH RANGANATHAN,J)

msv.